UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

PROUD 2 HAUL, INC.

and

Case 22-CA-069521

INTERNATIONAL BROTHERHOOD OF TEAMSTERS, NY/NJ PORT DIVISION

ORDER¹

The petition to revoke subpoena duces tecum B-674684, filed by Proud 2 Haul, Inc., is denied. The subpoena seeks information relevant to the matter under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Employer has failed to establish any legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., October 4, 2012.

MARK GASTON PEARCE, CHAIRMAN

RICHARD F. GRIFFIN, Jr., MEMBER

SHARON BLOCK, MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

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